

DISPOSITION: October 21, 1953. The Bateman Canning Co., claimant, having admitted the allegations of the libel, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

FRESH FRUIT

20766. Adulteration of fresh blueberries. U. S. v. 10 Crates * * *. (F. D. C. No. 35554. Sample No. 45575-L.)

LIBEL FILED: August 13, 1953, District of Massachusetts.

ALLEGED SHIPMENT: On or about August 12, 1953, by Everett Andersen, from Harrington, Maine.

PRODUCT: 10 crates, each containing 24 1-quart boxes, of fresh blueberries at Boston, Mass. Examination showed that the product contained maggots.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance.

DISPOSITION: September 8, 1953. Default decree of condemnation and destruction.

VEGETABLES

20767. Misbranding of canned cut green beans. U. S. v. 1,998 Cases * * *. (F. D. C. No. 35022. Sample No. 3301-L.)

LIBEL FILED: May 4, 1953, Southern District of California.

ALLEGED SHIPMENT: On or about April 15, 1953, by D. E. Foote & Co., Inc., from Baltimore, Md.

PRODUCT: 1,998 cases, each containing 24 15½-ounce cans, of cut green beans at Los Angeles, Calif.

LABEL, IN PART: (Can) "Family Brand Cut Green Beans."

NATURE OF CHARGE: Misbranding, Section 403 (h) (1), the quality of the article fell below the standard of quality for canned cut green beans since the de-seeded pods of the article contained more than 0.15 percent by weight of fibrous material and the label failed to bear a statement that the article fell below such standard.

DISPOSITION: June 16, 1953. D. E. Foote & Co., Inc., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the court ordered that the product be released under bond for relabeling under the supervision of the Department of Health, Education, and Welfare.

20768. Adulteration of canned red kidney beans and canned spinach. U. S. v. 17 Cases, etc. (F. D. C. No. 35004. Sample Nos. 62063-L to 62065-L, incl.)

LIBEL FILED: April 21, 1953, Eastern District of Illinois.

ALLEGED SHIPMENT: On or about June 17, 1946, and September 9 and November 25, 1947, from Atkins, Ark., and Austin, Ind.

PRODUCT: 17 cases, each containing 24 1-pound, 4-ounce cans, and 72 cases, each containing 48 10½-ounce cans, of red kidney beans, and 46 cases, each containing 6 6-pound, 2-ounce cans, of spinach at Danville, Ill. Examination showed that the products had undergone chemical decomposition.